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# TRANSMITTAL FORM

(To be used for all correspondence after initial filing)

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| Application Number   | 517,760       |
| Int'l Filing Date    | June 11, 2003 |
| First Named Inventor | Zaihui Zhang  |
| Art Unit             |               |

540057.412USPC

**DIOS** Rec'd PCT/PTO \_1 4 MAR 2005

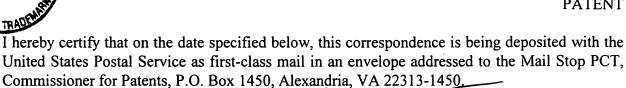
| Fi   | NCLOSURES (check all that   | t apply)  |   |  |  |
|--|---|-----------|---|--|--|
| Fee Transmittal Form Fee Attached Amendment/Response After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement; Form PTO-1449 (2 Sheets) Statement Copy of Priority Document(s) Response to Missing Parts under 37 C.F.R. 1.52 or 1.53 Response to Missing Parts/Incomplete Application | Drawing(s) Request for Corrected File Receipt Licensing-related Papers Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation, Change of Correspondence Address Declaration Statement under 37 CFR 3.73(b) Terminal Disclaimer Request for Refund CD, Number of CD(s) Landscape Table on | s X       | After Allowance Communication to TC Appeal Communication to Board of Appeals and Interferences Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Return Receipt Postcard Other Enclosure(s) (please identify below): |  |  |
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|  | tual Property Law Group PLL   |           | Customer Number   |  |  |
| Signature Caro   | e - Rota  | <u> </u>  |   |  |  |
| Printed Name Carol J. Roth   | ()  |           |   |  |  |
| Date March 11, 20  | 05 R  | leg. No.  | 32,783  |  |  |
| CERT   | IFICATE OF TRANSMISSION   | N/MAILING | G   |  |  |
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposite with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313 1450 on the date shown below.                                |   |           |   |  |  |
| Signature  | Lucius Tea  | aul       |   |  |  |
| Typed or printed name Law  | vrence Teague   | Date      | Date: March 11, 2005  |  |  |

**Examiner Name** 

Attorney Docket No.

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**PATENT** 



### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Applicants** 

Zaihui Zhang et al.

Int'l Application No.:

PCT/CA03/00864

U.S. Application No.:

10/517,760

Int'l Filing Date

June 11, 2003

For

METHODS OF USING ISOTHIAZOLE DERIVATIVES TO

TREAT CANCER OR INFLAMMATION

Docket No.

540057.412USPC

Date

: March 11, 2005

Mail Stop PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

### INFORMATION DISCLOSURE STATEMENT

### Commissioner for Patents:

In accordance with 37 CFR 1.56 and 1.97 through 1.98, applicants wish to make known to the U.S. Patent and Trademark Office the references set forth on the attached Form PTO-1449. Copies of the cited U.S. patents and published patent applications are not required and accordingly have not been provided. Copies of all other cited references are enclosed. As to any reference cited, applicants do not admit that it is "prior art" under 35 U.S.C. §§ 102 or 103, and specifically reserve the right to traverse or antedate any such reference, as by a showing under 37 CFR 1.131 or other method. Although the aforesaid references are made known to the Patent and Trademark Office in compliance with applicants' duty to disclose all information they are aware of which is believed relevant to the examination of the above-identified application, applicants believe that their invention is patentable.

Applicants note that reference AG (DE 2021453) is written German. The reference is included on the attached Forms PTO-1449, since it was cited in the International Search Report as an "A" reference. The reference relates to 1,3,4-thiadiazol-dithiol-(2,5) and/or 1,2,4-triazolthiol-(3).

Applicants note that reference AK (SU 1491337) is written in Russian. Accordingly, applicants are also providing reference AI (EP 181779 B1), which is a corresponding European patent written in English.

Please acknowledge receipt of this Information Disclosure Statement and kindly make the cited references of record in the above-identified application.

Applicants believe this Information Disclosure Statement has been timely filed, however, the Director is authorized to charge any fee due by way of this Information Disclosure Statement to our Deposit Account No. 19-1090.

Respectfully submitted,
Seed Intellectual Property Law Group PLLC

Carol J. Roth

Registration No. 32,782

CJR:ljt

Enclosures:

Postcard Transmittal Form Form PTO-1449 (2 Sheets) Cited References (16)

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FORM PTO-1449 (REV.7-80)

**INFORMA** 

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SCLOSURE STATEMENT

(Use several sheets if necessary)

ATTY. DOCKET NO. 540057.412USF

APPLICATION NO. 10/517,760

APPLICANTS

Zaihui Zhang et al.

INT'L FILING DATE
June 11, 2003

GROUP ART UNIT

N/A

# U.S. PATENT DOCUMENTS

| *EXAMINER<br>INITIAL |    | DOCUMENT NUMBER | DATE     | NAME            | CLASS | SUBCLASS | FILING DATE<br>IF APPROPRIATE |
|----------------------|----|-----------------|----------|-----------------|-------|----------|-------------------------------|
|                      | AA | 4,094,880       | 06/13/78 | Goralski et al. | 260   | 302 SD   |                               |
|                      | AB | 5,438,053       | 08/01/95 | Sendai et al.   | 514   | 206      |                               |
|                      | AC | 5,578,622       | 11/26/96 | Ikeda et al.    | 514   | 372      |                               |
|                      | AD | 5,952,359       | 09/14/99 | Godfrey et al.  | 514   | 369      |                               |
|                      | AE | 6,262,044       | 07/17/01 | Møller et al.   | 514   | 202      |                               |
|                      | AF |                 |          |                 |       |          |                               |

### FOREIGN PATENT DOCUMENTS

| } |    | DOCUMENT NUMBER | DATE     | COUNTRY       | TRANS | LATION |
|---|----|-----------------|----------|---------------|-------|--------|
|   |    | DOCUMENT NUMBER | DATE     | COUNTRY       | YES   | NO     |
|   | AG | DE 2021453      | 12/02/71 | Germany       |       | х      |
|   | АН | EP 0193249 A2   | 09/03/86 | Europe        |       |        |
|   | AI | EP 0181779 A1   | 05/21/86 | Europe        |       |        |
|   | AJ | GB 1268835      | 03/29/72 | Great Britain |       |        |
|   | AK | SU 1491337      | 06/30/89 | Soviet Union  |       | х      |
| * | AL | WO 99/61467     | 12/02/99 | PCT           |       |        |
|   | AM | WO 99/62890     | 12/09/99 | PCT           |       |        |
|   | AN | WO 00/71532     | 11/30/00 | PCT           |       |        |
|   | AO | WO 03/043624    | 05/30/03 | PCT           |       |        |

# OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

| AP | Cutri, C.C., et al. "Synthesis and antiviral activity of a new series of 4-isothiazolecarbonitriles" |
|----|--|
|    | Biorg Med Chem (1998) 6(12):2271-80.   |
| AQ | Davidson, D., et al. "PTP-PEST, a scaffold protein tyrosine phosphatase, negatively regulates        |
|    | lymphocyte activation by targeting a unique set of substrates" EMBO J (2001) 20(13):3414-26.         |
| AR | Garton, A.J., et al. "Regulation of fibroblast motility by the protein tyrosine phosphatase PTP-     |
|    | PEST" J Biol Chem (February 1999) 274(6):3811-3818.  |

**EXAMINER** 

DATE CONSIDERED

<sup>\*</sup> EXAMINER: Initial if reference considered, whether or not criteria is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant(s).

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APPLICANTS

Zaihui Zhang et al.

INT'L FILING DATE June 11, 2003 GROUP ART UNIT

N/A

|                           |     |  | U.S   | . PATENT DOCUMENTS                            |            |                           |                    |  |  |  |
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|                           |     |  | FORE  | IGN PATENT DOCUMENTS                          |            |                           |                    |  |  |  |
|                           |     | DOCUMENT<br>NUMBER   | DATE  | COUNTRY                                       | Υ          |                           | TRANSLATION YES NO |  |  |  |
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|                           |     | O  | THER ART  | (Including Author, Title, Date, Pertinent Pag | ges, Etc.) |                           | ,                  |  |  |  |
|                           | ВС  |  | Hatchard, W.R. "The synthesis of isothiazoles. II. 3,5-dimercapto-4-isothiazolecarbonitrile and its derivatives" J Org Chem (March 1964) 29(3):665-668.                                 |   |            |                           |                    |  |  |  |
|                           | BD  |  | Reiser, J., e al. "Regulation of mouse podocyte process dynamic by protein tyrosine phosphatases rapid communication" Kidney Int (2000) 57(5):2035-2042.                                |   |            |                           |                    |  |  |  |
|                           | BE  | Takekawa, M., et al. "Chromosomal localization of the protein tyrosine phosphatase G1 gene and characterization of the aberrant transcripts in human colon cancer cells" FEBS Letters (1994) 339(3):222-228. |   |   |            |                           |                    |  |  |  |
|                           | BF  |  | Yang, Q.; Co, D.; Sommercorn, J.; Tonks, N. K.: Cloning and expression of PTP-PEST: a nove human, nontransmembrane protein tyrosine phosphatase. J. Biol. Chem. 268(9): 6622-6628, (19) |   |            |                           |                    |  |  |  |
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DATE CONSIDERED

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